

COUNTY COUNCIL LOCAL COMMITTEE FOR CARLISLE
Meeting date: 14 September 2020
From: Executive Director – Economy and Infrastructure

HIGHWAYS AND TRANSPORT WORKING GROUP REPORT
FOLLOWING SPECIAL MEETING HELD – 27 AUGUST 2020

1.0 EXECUTIVE SUMMARY

- 1.1 *This report gives details of the Special meeting of the Highways and Transport Working Group (HTWG) held on 27 August 2020 and presents HTWG recommendations to the Local Committee for approval.*
- 1.2 *The Local Committee is also asked to consider additional recommendations related to the matters considered by the HTWG.*

2.0 STRATEGIC PLANNING AND EQUALITY IMPLICATIONS

- 2.1 *The recommendations within this report relate to budgets and programmes that are devolved to this Local Committee for determination and delivery.*
- 2.2 *The policy position, links to corporate strategy, and the budgetary implications are set out in the individual HTWG reports previously circulated to Members.*

3.0 RECOMMENDATIONS

- 3.1 *That the Local Committee agree to vary The County of Cumbria (Various Roads, Carlisle Urban and Rural Area) (Consolidation and Minor Amendment of Traffic Regulations) Order 2001 by making the following changes;*
- i. Removing the entry in Schedule XXX relating to Sewell Lane (formerly known as Sewells Lonning) in order to remove the existing section of One-Way traffic restriction (105m in length) thereby restoring two-way flow along its entire length; and*
 - ii. Introducing a 7.5 Tonnes maximum gross vehicle weight restriction on the entire length of Sewell Lane.*

3.2 *Any unresolved representations received to the restrictions specified in paragraph 3.1 above, will be reported to the Local Committee for a determination in September 2020.*

3.3 *If there are no unresolved representations to the restrictions specified in paragraph 3.1 above, at the end of the statutory consultation and objection period, the Local Committee agree that the proposals specified in paragraph 3.1 be brought into operation, as advertised.*

4.0 BACKGROUND

4.1 The notes of the HTWG held on the 27 August 2020 are attached as Appendix 1 of this report, together with the recommendations from the HTWG which are summarised in Section 3 of this report.

4.2 The relevant HTWG reports have previously been circulated to members.

4.3 A copy of the Statement of Reasons for proposing to introduce the restrictions detailed in paragraph 3.1 above, is attached as Appendix 3.

5.0 OPTIONS

5.1 The options in respect each of the recommendations are set out in the original reports to the HTWG previously circulated to members.

6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS

6.1 The resource and value for money implications in respect each of the recommendations are set out in the original reports to the Working Group previously circulated to members.

7.0 LEGAL IMPLICATIONS

7.1 The legal implications in respect to each of the recommendations are set out in the original reports to the HTWG previously circulated to members but are nonetheless repeated below

7.2 The County Council, as Traffic Authority, must take into consideration the matters contained in section 122(2) of the Road Traffic Regulation Act 1984 ("the 1984 Act") detailed below, in considering whether it is expedient to agree to the implementation variation of the Traffic Regulation Order detailed in this Report for the reason specified at sections 1(1)(a) and 1(1)(d) of the 1984 Act, namely: -

(a) for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or

(d) for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property.

7.3 Under Section 122(2), the matters which must be taken into account in exercising that duty are: -

- (a) The desirability of securing and maintaining reasonable access to premises;
- (b) the effect on amenities of an area;
- (c) the national air quality strategy prepared under section 80 of the Environment Act 1995;
- (d) the importance of facilitating the passage of public service vehicles and of securing the safety and convenience of persons using or desiring to use such vehicles; and
- (e) any other matters appearing to the authority to be relevant.

7.4 Local Committees may, pursuant to Part 2D, paragraph 5.1.2 g) of the Constitution, approve the making of traffic regulation orders in accordance with powers under Parts I, II and IV of the Road Traffic Regulation act 1984, except for the making of Traffic Regulation Orders which involve the introduction for on-street residents permits, which are delegated to the Executive Director – Economy and Infrastructure subject to a decision of the appropriate member body to introduce such charges. (KB – 1.9.2020)

8.0 CONCLUSION

8.1 The Local Committee is asked to agree the recommendations.

Angela Jones
Executive Director – Economy and Infrastructure
August 2020

APPENDICES

- Appendix 1 Notes of Highways and Transport Working Group 27 August 2020
- Appendix 2 Sewell Lane (Formerly known as Sewells Lonning)
- Appendix 3 Statement of Reasons for Proposing to Introduce the Restrictions.

Electoral Divisions: All

Executive Decision

Key Decision

If a Key Decision, is the proposal published in the current Forward Plan?

Is the decision exempt from call-in on grounds of urgency?

If exempt from call-in, has the agreement of the Chair of the relevant Overview and Scrutiny Committee been sought or obtained?

Has this matter been considered by Overview and Scrutiny?

If so, give details below.

Has an environmental or sustainability impact assessment been undertaken?

Yes		
	No	
		N/A
	No	
		N/A
	No	
	No	

Has an equality impact assessment been undertaken?

	No
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N.B. If an executive decision is made, then a decision cannot be implemented until the expiry of the eighth working day after the date of the meeting – unless the decision is urgent and exempt from call-in and necessary approvals have been obtained.

PREVIOUS RELEVANT COUNCIL OR EXECUTIVE DECISIONS

No previous relevant decisions.

CONSIDERATION BY OVERVIEW AND SCRUTINY

Not considered by Overview and Scrutiny.

BACKGROUND PAPERS

No background papers.

REPORT AUTHOR

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